

AMENDED

Serial No. 41178

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office APR 25 1980

Returned to applicant for correction JUL 15 1980

Corrected application filed AUG 26 1980 Map filed AUG 26 1980

The applicant Mr. Samuel Andrisani

P.O. Box 38068 of Los Angeles
Street and No. or P.O. Box No. City or Town
California 90038

hereby make application for permission to change the State and Zip Code No. (remarks of applicant)

place of use of 4 gpm flow of water already appropriated, from Mina back to Sodaville. This 4 gpm water flow from Spearmint Springs was unlawfully diverted from the source of water heretofore appropriated under in 1977. (Violation of NRS 533.325, NRS 533.380 and Application 11521) Sodaville has recieved 7 g.p.m. flow from Spearmint Springs since 1950 and thereby has established its right to this amount until an application to change (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

the place of use has been filed with the State Engineer and none is on file. Herein this application on April 24, 1980 is submitted for consideration.

1. The source of water is Spearmint Canyon Springs
Name of stream, lake, underground, spring or other source.

2. The amount of water to be changed 4 g.p.m. .009 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for domestic & stockwatering purposes
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore used for Municipal & Domestic as/phone 9/30/80 Downer
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point The diversion point for Spearmint Springs is located S 72° 30'W, 14,942 feet from the Northwest corner of Section 28, T.6N., Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be R.35E., M.D.B.&M. (located within the NW¼ NE¼ Sec. 23, T.6N., R.35E., M.D.B.&M.) stated.

6. The existing point of diversion is located within NW¼ NE¼ Section 23, T.6N., R.35E., M.D.B.&M. (no change)
If point of diversion is not changed, do not answer.

7. Proposed place of use Sodaville, Nevada N½ of SW¼ of SW¼ Section 28, T.6N., R.35E., Describe by legal subdivisions. If for irrigation state number of acres to be irrigated. M.D.B. &M.

8. Existing place of use Town of Mina, Nevada E½ E½ Sec. 7 & Section 8, T.6N., R.35E., Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated. M.D.B.&M. & SE¼ SE¼ Sec 6 & S½ S½ Sec. 5, T.6N., R.35E., M.D.B.&M.

9. Use will be from Jan. 1 to Dec. 31 of each year.
Month and Day Month and Day

10. Use has been from Jan. 1 to Dec. 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Removal of restrictor device and allow water to flow through the 2" water line from Spearmint Springs to Sodaville. State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works.....\$25
13. Estimated time required to construct works.....1/2 hour
14. Estimated time required to complete the application of water to beneficial use.....Immediate
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Other than stockwatering there will be one single family residence

Compared bc/ b1 Applicant Samuel Andrisani
 Pro. 11/25/80 by Board of Mineral Co. Board
 of Commissioners By s/Robert G. Downer
Robert Downer Water Rights Surveyor #393
2045 California Street, Carson City, Nevada
89701

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed..... IN TESTIMONY WHEREOF, I.....
 Completion of work filed..... State Engineer of Nevada, have hereunto set my hand and the seal of
 Proof of beneficial use filed..... my office, this.....day of.....
 Cultural map filed..... A.D. 19.....
 Certificate No..... Issued.....

State Engineer

OCT 23 1985